

E-Filed 9/9/05

NOT FOR CITATION

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

JUAN D. MARTINEZ, et al.,
Plaintiffs,
v.
MONTEREY COUNTY, CALIFORNIA, et al.
Defendants.

Case Number C-05-2950-JF

**ORDER RE PLAINTIFFS' STATUS
REPORT OF SEPTEMBER 1, 2005
AND SUBSEQUENT
CORRESPONDENCE**

The Court has received Plaintiffs' Status Report filed September 1, 2005, the Secretary of State's correspondence of the same date and Plaintiffs' correspondence of September 2, 2005. All of these documents were filed electronically; paper courtesy copies were not provided to chambers as required by this Court's standing order with respect to all filings that request or require a response by the Court. The Court directs that paper courtesy copies be provided to the chambers of each of the judges serving on the Three Judge Panel with respect to all such future filings in this action. Courtesy copies shall be provided by overnight courier or hand delivery at the addresses listed below:

1 Chambers of Judge Richard Tallman
2 Park Place Building
1200 6th Avenue, 21st Floor
Seattle, WA 98101-3123

3 Chambers of Judge Susan Illston
4 United States Courthouse
450 Golden Gate Avenue
5 San Francisco, CA 94102

6 Chambers of Judge Jeremy Fogel
United States Courthouse
7 280 South First Street
San Jose, CA 95113

9 It appears from their status report that Plaintiffs believe that the Court should lift the stay
10 of the instant litigation imposed by the Court's order of August 4, 2005. However, as the
11 Secretary of State points out, no motion requesting such relief has been filed, and thus
12 Defendants have not had an opportunity to provide a properly briefed response. If Plaintiffs wish
13 to file a motion for relief from stay, or for any other relief, they are free to do so. When and if
14 such motion is filed, the Court will set a briefing schedule and, if appropriate, will set a date for
15 oral argument.

16 IT IS SO ORDERED.

18 DATED: September 9, 2005

19 /s/ electronic signature authorized

20 JEREMY FOGEL
United States District Judge

1 Copies of Order served on:

2
3 Joaquin Guadalupe Avila avilaj@seattleu.edu
4 Leroy W. Blankenship blankenshipl@co.monterey.ca.us, edwards-jamesg@co.monterey.ca.us
5 Thomas S. Knox tknox@klalawfirm.com, hharman@klalawfirm.com
6 Zackery P. Morazzini zackery.morazzini@doj.ca.gov
7 Steven J. Reyes sreyes@maldef.org, lsilva@maldef.org
8 James F Sweeney jfs@sdglawfirm.com, bayne@sdglawfirm.com
9 Victor Viramontes vviramontes@maldef.org, lsilva@maldef.org

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28